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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/749,070	12/30/2003	Alexander Virvo	BAD017USU	7946

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EXAMINER

DAVIS, CASSANDRA HOPE

ART UNIT	PAPER NUMBER
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3611

DATE MAILED: 05/23/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1, 3, 8, 10, 11, and 13 are rejected under 35 U.S.C. 102(b) as being anticipated by Singer, U. S. Patent 1,486,695.
3. Singer teaches a folding display device comprising: a center panel **a'**; a left tray **e'**; and a right tray **d'**, wherein the left tray is attached to the center panel with a first flexible hinge **8'** and the right tray is attached to the center panel with a second flexible hinge **8'** and wherein said center panel. The left and right trays are formed from a single piece of material and further wherein the left and right trays are defined by a substantially flat floor panel 40 and 18 and four walls including a top wall 22 and 44, bottom wall, 40 and 18, and two side walls 32, 27, 10 and 15. The walls and panel defining a cavity having an opening 5 providing access thereto.

4. With respect claim 3, the center panel of the display device comprises a header h.
5. With respect to claim 10, the left and right tray is assembled using adhesive 17 and 39.
6. With respect to claim 13, the display device for formed from a blank.
See figure 1.

Claim Rejections - 35 USC § 103

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

8. Claims 2 and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Singer.
9. With respect to claim 6, Singer teaches the display device is made of pasteboard or suitable fibrous materials. Since the applicant does not disclose that constructing the device of cardboard solves any stated problem or is for any particular purpose, it appears to constructing the device of any suitable card stock material as taught by Singer would perform equally well.

10. With respect to claim 9, since the applicant does not disclose that constructing the device of the specific dimension solves any stated problem or is for any particular purpose, it appears that constructing the device of any suitable dimension would perform equally well.

Allowable Subject Matter

11. Claims 4-7, 12, 14-16 objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cassandra Davis whose telephone number is 571-272-6642. The examiner can normally be reached on Monday-Friday 8:00-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lesley Morris can be reached on 571-272-6651. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Cassandra Davis
Primary Examiner
Art Unit 3611

CD
April 7, 2006